Preserve

App F. IX-4

Previous references

193C.

(Trichy)

File No. 28P - 30

Serial Nos. 1 - 8

Later references

Rev Dept 1760-35

General and Revenue Secretariat.

Serial Nos 8

Par B for August 32

SUBJECT

Appeal for recovery of the value of jewels missing in Gopalakrishna Swami Temple at Mettupalayam

General and Revenue Secretariat

File No. 1374 G. O. of 1930.

Serial No.

Appeal petition of 1374/31 of the
by Mr K T Bhashyam on behalf of the minister
Venkatachalam Achari Palghat
Municipality to this Secretariat
requesting that in order
the
in suit appl no 34 of 28 to
about the recovery of half the
value of the jewels lost at the
temple of Sri Gopalaswami Swamy
Malai at Sri Talaiyar for the
appellants be perused.

(1) The appeal is in time and
petn is duly stamped.

(2) For orders if the appeal may
be admitted & records called
for.

[illegible] H. Secy) 30.4.31

30/4

1st Member (2) 30/4

1.5.31

A. Myles

2/5/31

(3) [illegible] 4/5

Issue

4.5.31

WD 02553—50,000—GPB—8-7/30

O. m no 2414 of 6.5.31 to the 2
Muzrai Commissioner calling for
records [illegible]

Letter no 1734/30-31 of 24.8.1931
-/rom the Muzrai Commissioner forwarding
entire records relating to the recovery
of one half of the Value of the Jewels
lost in the Sri Gopalakrishna Swamy
Temple in Melmaruvathur Sirka Taluk
2) Facts of the case are as in the
report of 26/8/27 from the S.D.O Mayuram
Subdiv^n addressed to the D.C. Tanjore. As
seen from para 9 of the report, the primary
responsibility for the loss rests upon Venkatachalam
the present appellant. While the
Shanbhogue Pullaramjabha & the
Patel Mandai Gounda are also
held partly responsible as they have
failed to check the articles of the
temple from time to time and which decision
This recommendation of the S.D.O was
upheld by the D.C in his memo
No Spc 1719/25-26 of 27.1.28. directing
That the loss should be recovered
-/rom the above three - Thereupon
all these appealed to the D.C for
a reconsideration of the order passed
by him, as a result of which
Venkatachalam was let off; the entire

General and Revenue Secretariat — File No. 290 of 1930.

Serial No.

Amount has ordered to be levied from the Patel & the Shanbhogue. (vide g- the enquiries orders passed by the D.C). The latter appealed to the H.C against the orders of the D.C. & the orders passed by him are that half the amount should be received from the appellate Venkatachar, & the other half from the Shanbhogue Pillaranpabba & the Patel Manjegowda — It is submitted that the orders passed appear to be in consonance with the clear and detailed report of the Madhugiri S.D.O. In any case it is respectfully submitted that the Contention of the appellant is untenable

9) For orders if the case may be posted for a hearing

Sd/- H. Secy

10) VS 11.9.31

2nd member 11) h 14/9/31 VS

12) YS

SD 15/9 h

13) Mr. K.T. Bhashyam Iyengar appears for appellant VS
Mr. H Subba Rao appears for the 2nd respt
undertakes to file a Vakalat & the views
the abs counsel an adjt to get copies.
case adjd

OFFICE OF THE SECRETARIAT
14 SEP 1931
No. GN. 3

WD 02553—50,000—GPB—8-7 30

578

File No 3 of 1931.2

General and Revenue Secretariat

Petition of 1.12.31 filed by Mr. K. Bhashyam Iyengar Advocate on behalf of the appellant. Amend Venkatachar praying that a Stay order may kindly be granted for reasons detailed therein and stating the names of the legal representatives of Pullaramappa the deceased respondent.

W) Issue notices to Rangabba Venkatadasappa, Krishnappa & the guardian of Narayanappa, the legal representatives of the deceased respondent Pullaramappa both of Gooty returnable by the date fixed in the notices issued in the appeal.

I) The request for a stay order is for orders —

G.S. 3/12 — H. Lacy 2nd member

VS 3.12.31

U) 4/12

I) Stay order cannot be given at this stage. No (It was not asked for when the appeal was filed)

SM. 5/12

W

PRIVY COUNCIL
DEC. 1931
No. 3532

OFFICE OF THE SECRETARY TO THE PRIVY COUNCIL
DEC. 1931
No. 3532

General and Revenue Section III — File No 240 of 1931-2

Serial No

Ref. in para 17 below. Also
Q&R 9/12. Copy calling for vakalat from
H. Subba Rao Advocate (Ref.
para 13)

Issue
VS
9.12.31

APPTE SECTION
10 DEC 1931
ENL & REV SECTT

No 836 dt 14.12.31 from Sri H. Subba Rao Advocate Salem Memorial filing Vakalat promised to be filed by him as also Counsel address of his client, the respondent in the appeal case.

No 837 dt 14.12.31 from Mr. K.T. Achalayam Executive Advocate Cotacherry Bangalore city declining the vakalat. Stay order in the case vacated by him.

Memo No 838 dt 14.12.31 forwarding Copy of the above from the Mining Commissioner

Petition dt 9.1.32 filed by Mr. H. Subba Rao Advocate submitting Govt objections referred to therein to the order passed by the Mining Commissioner in Appl No 34 of 1928-29 on the file of this Court

b) Mem Appl No 14 & 30-31 re: recovery of the Value of jewels etc missing in Sri Gopalakrishna Swamis Temple - Memorandum filed Details

Mem File No. of 193 . General and Revenue Secretariat

Petition dt 18.1.1932 from Mr A V. Gopalachar C/o A.V. Tatachariar Tribune officer Varle Village Kalyanadurg Taluk Anantapur District praying that his statement in connection with the loss of articles in the Temple

The petition has not been duly stamped. This is a case that was adjourned on 30/11 & requires to be posted for a ~~for~~ hearing

18 24/1

I Member) 24/1

Case taken up on 14.3.32.

Appellants lawyer Mr K Bhashyam and Respondents lawyer Mr Subba Rau present.

(Patel Mandagovada)

The A Statement of the temple & jewels stated to have been prepared in 1923 is relied on by the Appellant to discharge his responsibility for the lost articles. There is in the file only a copy of this Statement produced by the Appellant and bearing only his Signature In the appeal petition however it is stated that this Statement is signed by Puttaramappa and Rama Gopala char It is necessary to refer to this list. Mr Bhashyam has offered to produce this list or to reprint in which of the records it is included. This report may be awaited

Posted to 14th. 19

Sd/- 15/8/32

14/3/32

General and Revenue Secretariat | File No. | of 193 1 - 2

Serial No.

Petition of 23/3/32 from K. Rangappa eldest son of deceased respondent Pillarangappa in the appeal case stating that he will abide by the decision here after due enquiry and requesting for reasons set forth therein the issue of stay orders so as to stop all further actions that may be taken by the authorities and release the properties.

Shamboga Pillarangappa one of the respondents in the case is the eldest son of Pillarangappa applicant is the eldest son of Pillarangappa family. In the circumstances set forth in para 4 of the P. to H. the request of the petitioner is for orders

Encl note the petn is not stamped 29/3

Dr The petr himself says that the properties have been sold. If it is so what stay orders are required is not clear. Petr wants the properties to be released also. This is for orders The petn shd have been stamped properly

A If appeal petr will be asked to submit a duly stamped petn.

29/3/32

For Secy

A. We may say [illegible] 29/3/32

Note the petn requires to be stamped. 31.3.32

31/3/32

WD.70—GBPM—60,000—13-8-31

Mag Appl no 4 of 30-31 re: recovery of the value of jewels missing in Malladi Gopala Krishna Swami temple - of 193 .

Mag File No. 290

General and Revenue Secretariat

A // W/n rec'd in proc 25 ult - Mr. K. T. Bhashyam Iyengar has not furnished so far the postage stamps for sending a notice to A.V. Gopalachari. Kalyanadurg The case has been posted to 25th inst. W/n is accordingly (Dwood/b Kriges)

The delay is attributed to this vakil. 19/4/32

G.S. 19/4

A - Yes
B - Mt necessary.
19/4/32

This case was ~~heard~~ taken up again on 25th April 1932.

It is reported that the first opponent Putrangappa is ~~since~~ dead. Mr. Shamanna Rao, lawyer on behalf of K. Rangappa, the deceased Putrangappa's son, had deputed Mr. Appu Rao to ask for an adjournment. Mr. Seshadri appeared on behalf of Mr. Bhashyam and asked for time to produce the document referred to in my note dated 14th March 1932. In compliance with the request of both the parties, an adjournment has been allowed and the case will be taken up along with others to be heard on the next occasion.

25/4/32

Petition of 12.7.32 from Mr. M. Subba Rao filed on behalf of his client Mamidi Gowda praying for a stay order in the case referred to therein -

26/4

Mz appl no 14 of 30-31 re: recovery of the Valuable Jewels & the missing in Sri Sphalam Krishnaswami temple - Mellikuppam & a TK

General and Revenue Secretariat | Mz File No. | of 193 | [App. F. III—2

Serial No.

17 in absence of the First member of Council when P. W. D.:—
"The Lawyer says that a stay order has been issued in regard to share payable by the appellant. If so, a stay order may be issued in regard to share payable by the respondent & otherwise no stay order can be issued."

Kind perusal is invited to the minutes of the then member of Council (vide para 17 of the note supra) - No stay order is given to restrain the appellant.

Opn. submitted

Ag Sec
12/7

Fit Secy)

For perusal before issue.

12/7/32

Issue
12/7/32

12/7

13 JUL 1932
GEN'L & REV SECTT.

No III dt 13.7.32 to Mr M. Subba Rao Advocate Balepet Bangalore city informing that no stay order can be issued as requested.

After obtaining the permission of the Asst Secretary Mr K. T. Bhashyam Iyengar took his client the appellant on the case came here on 20.6.32 & has pointed out that the list marked F. is the original of the Colas (Flag K) - This may kindly

NOTE—Contn. Sheet.

Mug a/s/1 no 14 of 30-31 re: recovery of the value of jewels missing in Sri Gopalakrishna Swamy temple Melukote

Mug File No 290 of 1930. General and Revenue Secretariat

Re Submitted for information of the Member as the case has been posted to 25th inst.

16/7 [illegible]

I Member)

Submitted 16/7/32

Mug 16 7 32

16/7/32

RECEIVED 18 JUL 1932 No 403

This case was heard on 20th July 1932.

The appellant was present and was represented by lawyer [illegible]hashyam: the first respondent Garungappa's (deceased) son and the second respondent Hanue Gowda were present with their lawyers Messrs Shama Rao and Subba Rao, the third respondent A.V.Gopalachar was also present.

The appellant and the respondents rely upon different lists of temple articles in support of their contention that they are not liable to make good the value of missing articles. The appellant disowns the signatures on some of the lists alleged to be his; while the respondents aver that they are his signatures. No regular enquiry has been held ~~as to~~ to find out which is the correct and properly authenticated list for assessing the responsibility of the several persons concerned. The case is accordingly remanded for holding such enquiry and for disposal with reference to its result.

Mug 26/7/32

26/7/32

Mugabpl no 14 of 30-31 [App. F. III–

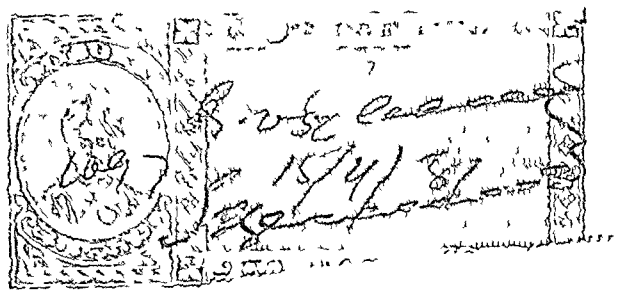
General and Revenue Secretariat — File No. 290 of 1931.–

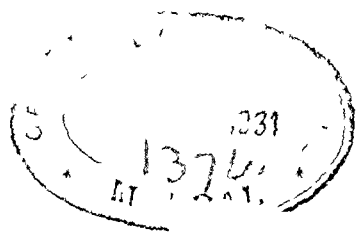
Serial No.	
	Memo / Sub-Magistrate Gr 28/7 L — Mugrai 28/7
8	Memo no 231 of 1.8.32 ~~to~~ Mugrai Commissioner forwarding for information and necessary further action Copy of the decision in the Case.
9	Memo no 232 of 1.8.32 ~~to~~ Mr K. T. Bhashyam Iyengar – Advocate forwarding Copy of the appeal decision
10	No 233 of 1-8-32 to Mr N. Subba Rao Advocate forwarding Copy of the decision in the appeal case –
11	No 234 of 1-8-32 to Mr D. Chandra Advocate forwarding Copy of the decisi

B 18/8

File No. of 193

General and Revenue Secretariat

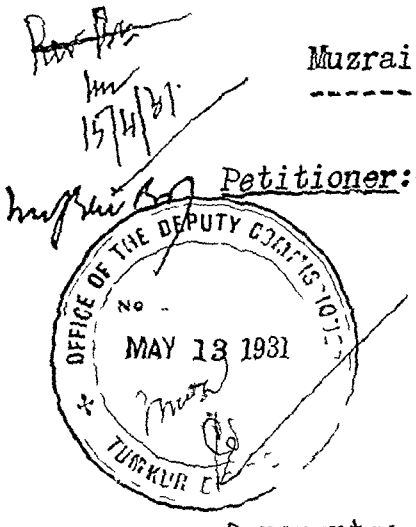




BEFORE THE GOVERNMENT OF HIS HIGHNESS THE

MAHARAJA OF MYSORE, BANGALORE.

Muzrai Petition No. 14 of 1930-31.



Petitioner:-- ARCHAK VENKATACHAR, son of Ramachar, residing in Achar Palya, Hulikunte Hobli, Sira Talūk.

-Vs-

Opponents:-- 1. PUTTARANGAPPA.
2. MANDE GOWDA.
3. A.V. GOPALACHAR.
4. PURNA GOPALACHAR.
5. VENKATA KRISHNAMACHAR.
All residing in Melukunte, Kasaba Hobli, Sira Taluk.

The Petitioner abovenamed most humbly and respectfully begs to file this petition - praying that the Order of the Revenue Commissioner in Revenue Appeal No. 34 of 28-29 -- directing that one-half of the value of the jewels lost should be recovered from him may be set aside and he be exonerated in view of

the following

FACTS OF THE CASE.

In 1921, the then Archak of the temple of Sri Gopalakrishnaswami in Melukunte, Sira Taluk, died. For about a year the worship in the temple was becoming irregular and was not conducted at all for some time.

During all this time, the opponents 1 to 4 were in charge of the temple. The jewels of the temple were all in their possession. On 18-2-1922, opponents 3 and 4 issued an invitation to the devotees for a meeting regarding the purification of the temple. They ultimately performed the Samprokshana. At that time the jewels in question were all with them. The 3rd opponent in his statement before the Amildar dated 4-8-1925 has admitted that he was performing puja, that he was in charge of the jewels, that after the ceremony he and opponents 1 and 2 concealed the jewels without the knowledge of any one else, that this petitioner Venkatachar was not there at all.

It is significant that, since the date of Samprokshana, the jewels have never been found in the possession of any one. The last person to whom they are traceable is the 3rd opponent.

After that date, the petitioner was appointed Archak. On the date he took charge, he has taken a list of articles, jewels, etc., left in his custody. The list dated 21-10-1923 has also been signed

signed by the opponents Puttarangappa and Purna Gopalachar. It shows clearly that it was only the articles mentioned in the list that were given to his possession and nothing more. A copy of it has been signed by petitioner and given to the opponents. - Copy of the list has been produced in the - lower Court and the original also is in the records.

It is noteworthy that, on two or three occasions when the Government desired to make an inventory of the jewels, the opponents have evaded the same, a fact which has since come to the knowledge of the petitioner.

When petitioner left the office he took the permission of the Amildar, handed over -- charge in the same manner as he took and went. There was nothing objectionable or suspicious about his conduct.

These materials were not considered by the lower court during the appeal. The patti dated 21-10-1923 in particular absolves the - petitioner altogether and fixed the guilt on the real culprits. This has been not only - suppressed but a forged document, purporting to be a list signed by the petitioner has been produced.

Since the petitioner had no knowledge of the appeal, he could not put forward all these details before the lower court. It was only when the endorsement dated 10-1-1930 was received

by

by him that he came to know of the order in -- appeal. He filed a review petition at once and was directed to file this petition as per endorsement herewith produced.

He submits most respectfully that the order should be revised and set aside, as against him for the following among other

GROUNDS OF REVISION.

1. That he had no knowledge of the appeal in the lower court until the order in appeal was communicated to him by post.

2. That the opponents suppressed the -- existence of a list dated 21-10-1923 given by - them to petitioner for the articles given to his charge, which does not mention any of the jewels in question.

3. That the Dharmadarsis who were meticulous enough to take and to issue a list of the articles - including brass and copper, were not likely to have omitted to take a voucher for the jewels, if really they had given them to petitioner's charge.

4. That the 3rd opponent in his statement dated 4-8-1925 before the Amildar, has traced the jewels to himself until they were last found. - Since that moment, they have not been traced.

5. That the attempts by the Government to make an inventory of the jewels, were repeatedly evaded by opponents a matter which petitioner has since learnt.

6. That the order against petitioner is otherwise inequitable.

The petitioner. therefore, most respectfully prays that the order as against him may be set aside.

The petitioner further most humbly and respectfully prays that further proceedings may be stayed as against him since he is a poor man and any coercive measure would only ruin him and prevent him from securing justice in the case.

he copy of the patti has been produced before the Revenue Commissioner for persual. The original is signed by opponents Puttarangappa and Gopalachar. It makes no mention of the jewels. The original also is in the records.

Bangalore,
15th April 1931.

PETITIONER.

Advocate for Petitioner.

R. C. 27]

ಮೈಸೂರು ಸೀಮೆಯ ರೆವಿನ್ಯೂ-ಕಮಿಷನರವರ

ಆಫೀಸಿನಿಂದ.

ನಂ. ಆಕ್ಷ-24/29-30. ಬೆಂಗಳೂರು ತಾ॥ 14-2-31

18

—:O:—

ತುಂಗಭದ್ರಾ ಡಿಸ್ಟ್ರಿಕ್ಟು ಶಿರಸ್ತ

ಹಾಲ್ಟೂಹು ಮಸ್ಕಿ ಸರ್ಕಲ್

ಗ್ರಾಮವಾದಲ್ಲಿರುವ ಶ್ರೀ ಸಿದ್ಧಯ್ಯನು ಸಾಗುಹಾಯಿಲ್ಲದೆ ಸ್ವಾಧೀನಪಡಿಸಿ
ಬೇಕಾಗಿರುವ ಸರ್ಕಾರಿ ಪಂಚಿಯ ಮಂಜೂರಿಗೆ ಇಂಡಾರ್ಸು

ಇದೇಬಿನಲ್ಲಿ ನಮೂದಿಸಿರುವ ಅರ್ಜಿಯೂ ಮತ್ತು ಈ
ವಿಷಯದಲ್ಲಿ ತುಂಗಭದ್ರಾ ಶಿರಸ್ತದಿಂದ
ಬರಮಾಡಿಕೊಂಡ ರಿಕಾರ್ಡು ಪರಾಂಬರಿಸಲಾಯಿತು. ಸರಕಾರವು
ಸರಸ ಸಂಖ್ಯೆಯ ಸರ್ವೆಯಿಲ್ಲಿ ಸ್ವಾಧೀನಪಡಿಸಿಕೊಳ್ಳಲು

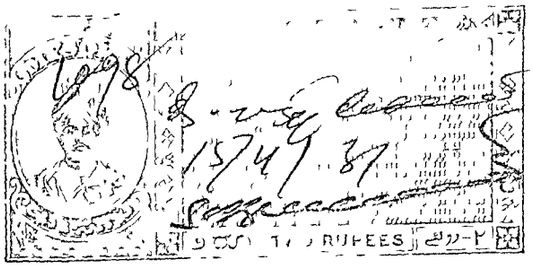
WD 0316—GPB—3000—18 9 29

ರಜಿಸ್ಟರ್ ನಂ. ಆಕ್ಷ-24/29-30

ತಾರೀಖು 18-2-31.

ವಿಷಯ:— ತುಂಗಭದ್ರಾ ಲುಂಡಿಕಿಲ ಶಿರಸ್ತುಗಳು
ದಲ್ಲಿರುವ ಸಾಗುವಳಿಯಿಲ್ಲದ ಪಂಚಿಯನ್ನು
ಸಿದಲ್ಲಿ ಸ್ವಾಧೀನಪಡಿಸಿಕೊಳ್ಳಲು ಪರವಾನಿಗೆ
ಮಂಜೂರು ಮಾಡಿಕೊಡಬೇಕಾಗಿ
ಈ ತುಂಗಭದ್ರಾ ಸರ್ಕಾರವು ವಿನಂತಿಸುವುದು -

For Mangrove Committee



In the High Court of Mysore

BANGALORE.

Maarai Petition NO. OF 19 30 — 19 31.

Archak Venkatachar.	*vs.*	Puttarangappa and 4 others.

Messrs. K. T. BHASHYAM IYENGAR, B.A., B.L., & M. SESHADRI B.A., LL B.,

Advocates

petitioner

Archak Venkatachar .....the ..../ ... .. abovenamed do hereby nominate and appoint the said advocates in the above case and do hereby empower the said advocates to appear for and on .../ .....behalf in the above case, to take all steps which may be necessary on ... ../.....behalf arising out of or in connection with the above case either during progress or after its decision to sign and subscribe their names to any document which they may deem proper to execute any decree that may be passed in ..../ ...favour and to receive out of the Court any refund of money which may be lodged or become payable or receivable on petitioner behalf and on receipt thereof to grant receipts or other sufficient discharges for the same, to withdraw, compromise or refer to arbitration the said case to appoint one or more substitute or substitutes and to act and perform all other matters and things relating thereto or connected therewith, to represent...../.....in matters relating to the same and to act as fully and effectually to all intents and purposes as ..... might do if personally present and did the same. And ——— do hereby agree to pay all fees, costs, charges and expenses which may be incurred and to allow, ratify, and to confirm whatsoever the said Advocates shall lawfully do or cause or procure to be done by virtue of these presents.

petitioner

petitioner

petitioner

petitioner

petitioner

petitioner

Accepted

Signed before me by the executant who is known to me

Advocate

Advocates for

15/4/31.

App. F. G. 9]

GOVT. OF H. H. THE MAHARAJA OF MYSORE.

GEN. & REV. SECRETARIAT.

OFFICIAL MEMORANDUM.

No. 2214 Income file

Appeal 6-5-31

The accompanying Petition Registered

No. 1374 dated 15/4/31

received at the General and Revenue Secretariat from Axelath Venkatach S/o Ramanna residing in Kenna Palya Hulikunte Hobli Kiatk appealing against the order of the M.C. in Mag Appl. No 34/28-29 directing the recovery of one half of the Value of the Jewels lost in the Sri Gopala Krishnaswamy temple in Melekunte Kiatk Taluk

is forwarded, together with its enclosures

to the M.C.

.....

..... for a report and together with the Inspection of entire records connected with the appeal case.

By Order,

4.5.31

for Secretary.

Hoskote

BANGALORE,

4/5/1931

[P. T. O.

Ex. Jour Rei ginghy returned.

By Order,

Secretary.

227

OFFICE OF THE MUZRAI COMMISSIONER IN MYSORE,

No. 1734 4 Files received 30.31

Bangalore, 20th August 193 1
24

FROM S. Giriamaiya, Esq., M.A., B.L.,
~~The~~ *Muzrai Commissioner in Mysore,*
Bangalore.

To Rajaseva Parayana
B. Srinivasa Iyengar, Esq., B.A., B.L.,
Secretary to the Government of His
Highness the Maharaja of Mysore,
Financial Department.

SIR,

With reference to your official memo No.2414/Muz.230-30-2 dated 6th May 1931, calling for records re.recovery of one half of the value of the Jewels lost in the Sri Gopalakrishnaswami temple in Melkote, Sira Taluk, I have the honor to submit herewith the entire records - (4 Files) received from the Deputy Commissioner, Tumkur District, with his letter No.2481/30-31 dated 11th instant.together with this office files Nos. Appeal 24/29-30 and D1 Dis.170/29-30 dated 10th January 1930.

2. The facts of the case are clearly set forth in the preamble to this office Appeal No.34/28-29.

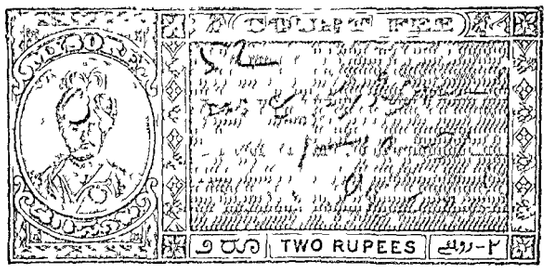
3. The appeal petition with its enclosures is herewith returned.

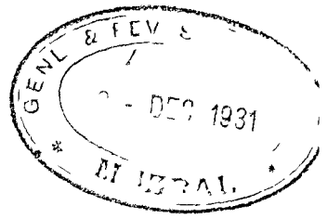
I have the honor to be,

Sir,

Your most obedient servant,

Giriamaiya
Muzrai Commissioner.





BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA

OF MYSORE, BANGALORE.

Muzrai Appeal No. 14 of 1930 - 1931.

Appellant. Respondents.

ARCHAK VENKATACHAR. -Vs- PUTRANGAPPA & others.

The appellant abovenamed, most respectfully begs to state as follows:-

1. That the appeal is against the order of the Lower Court directing him to pay half the cost of the jewels lost by the respondents.

2. That the order is unjust and legally unsustainable for the reasons set out in the appeal memo.

3. That the appeal has been adjourned on a request made by the Counsel for respondents.

4. That meantime the Amildar is executing the order which is pending in this appeal.

5. That appellant is a poor man, making a bare hand to mouth living and quite unable to pay apart from the fact that he is not liable.

6. That appellant will be put to needless humiliation and distress if the order is executed now, an order which in law is certain to be reversed by this Hon'ble Court.

The appellant most humbly and respectfully prays that in view of the above circumstances a stay order may be issued pending decision of the appeal.

Bangalore,
1. 12. 31.

ADVOCATE FOR APPELLANT.

BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA

OF MYSORE, BANGALORE.

Muzarai Appeal No. 14 of 30 - 31.

Appellant.		Respondents.
ARCHAK VENKATACHAR.	-Vs-	Putrangappa, since deceased by his Legal Representatives -- Rangappa & 3 others.

M e m o.

The appellant submits herewith the list of legal representatives of the late 1st respondent Putrangappa, to whom notices have to be issued.

(a) Rangappa, aged about 35 years, Revenue Inspector, ITAKADIBBANAHALLI, Madhugiri Taluk.

(b) Venkatadasappa, aged about 28 years,

(c) Krishnappa, aged about 25 years,

(d) Narayanappa, aged about 13 years, minor by guardian Venkatadasappa.

(b) to (d) living in Kotta Village, Kasaba Hobli, Sira Taluk.

All sons of Putrangappa the deceased 1st respondent.

BANGALORE,
1. 12. 31.

ADVOCATE FOR APPELLANT.

11th Decr.1931

36.
Mis 290-30

H.Subba Rao Esq., B.A., LL.B.,
Advocate, Balepet, Bangalore City.

Subject:- Muzrai Appeal No.14 of 30-31 re: the recovery of jewels and other articles missing in Sri Gopala Krishna Swami temple, Melukunte, Sira Taluk.

I am directed to state that on 30th November 1931 when you appeared before the Second Member of Council in connection with the above said case you undertook to file a vakalat for the 2nd Respondent Mande Gowda as also the remaining respondents in the case. Till now the vakalat has not been ~~sent~~ received. I am to request you to be so good as to forward the same very early and also intimate to this office the correct address of your clients so as to facilitate the service of summons when the case is next posted for hearing.

I have the honor to be,

Sir,

Your most obedient servant,

V Subrahmanyasastry

Financial Secretary toGovernment.

95

F.R.S. 27]

GENERAL AND REVENUE SECRETARIAT.

(Continuation Sheet draft form.)

N. Subba Rao Esq B.A. B.L.
Advocate. Bellary

Subject: Mrs A.D.M. No 14 of 30-31. re: The Recovery of Jewels & other articles missing in Sri Gopala Krishna Swami temple Melkote Mysore Dist.

Sir,

I am directed to state that on 30.11.31 when you appeared before the 2nd Member of council in Connection with the above said case you undertook to file a Vakalat for the 2nd Respondent Manoe Gowda as also the remaining respondents in the case. The Vakalat has not been received.

I am to request you to be so good as to forward the same very early & also intimate to this office the correct address of your Clients so as to facilitate the service of Summons when the case is next posted for hearing.

I have the honour to be
Sir
Your most obedient servant

1.12.31
for Secretary to Govt
Home

Confidential

MLCPB—30,000—5-4-0
11/12/31

11th Decr.1931

16th

Mes. 290-31

K.T.Bhashyam Iyengar Esq., B.A., B.L.,
Advocate, Cottonpet, Bangalore City.

With reference to the petition dated 1-12-31 filed by you on behalf of the appellant Archak Venkatachar in Muzrai Appeal No.14 of 30-31 about the recovery of the value of jewels and other articles missing from the Sri Gopala Krishna Swami temple at Melukote in Sira Taluk, I am directed to inform you that the request of your client for a stay order in the matter can not be complied with.

I have the honor to be,
Sir,
Your most obedient servant,

Sd. B. Srinivasa Iyengar.
Financial Secretary to Government.

Memo No. 838/Mes dated 16-12-31.

Copy of the above is forwarded with compliments to the Muzrai Commissioner in Mysore with reference to correspondence ending with his letter No.1734/30-31 dated 24th August 1931.

By order,

V Subrahmanyasastri
for Financial Secretary to Government.
GS

B.K.M.3

Appendix F G—1]

SUBJECT .....

.....

.....

Section 17

File No. 290-30

Serial No. 5

Diary No. of letter replied to .....

No 637

To

K. T. Bhashyam Iyengar Esq. B.A. B.L.
Advocate Coimbatore

General and Revenue Secretariat

( )

the *193* .

Date of issue 16/12/31

Signed by for V. S. Sastri

Sir

With regard to your petn
of 1.12.31 filed by you on behalf
of the appellant Sreeraja Venkatachari
in Suit Appl. No 14 of 30-31 about
the recovery of the Value of
Jewels & other articles alleged
missing from the Sri Gopala
Krishna Swami temple at
Melkote Sub Tq, I am
directed to inform you
that the request of
your client for a stay

List of enclosures .....

Copied by .....

Examined by .....

WD 71—GPBM—40,000—20-7 31

order in the matter complained.

Complainant.

Thank Ete

9 12.31

Dr Secy Agri

Dy Secy

838 9 14-12-31,

Copy to m-c. with Complainants
with reference to ~~Advocate's letter dated~~ corresponden ending with

his letter no 17314/30-31 9 24.8.31

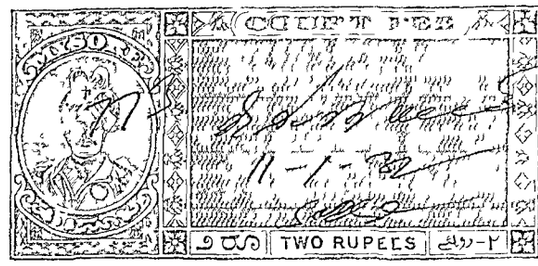
9 o

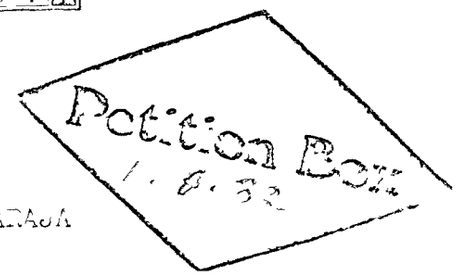
Dr Secy Agri.

Dy Secy

GS

Yes

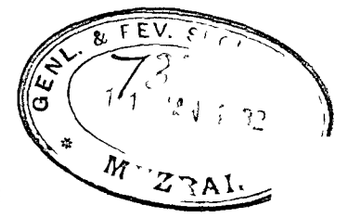




BEFORE THE GOVERNMENT OF H.E.H. MAHARAJA
OF MYSORE, BANGALORE.

MUZRAI APPEAL 14 OF 1930-31.

Appellant		2nd. Respondent.
Venkata Char	Vs	Lande Gowda, son of Veeregowda, Patel, Heluxunte, Sira Tlk.



The second respondent above named begs to file the following Cross-objections to the order passed in Muzrai Appeal No.34 of 1928-29 on the file of the Muzrai Commissioner in Mysore, Bangalore, :-

1. That the learned Mazrai Commissioner erred in holding that 1/4 th of the value of the lost jewels should be recovered from the respondent.

2. That the lower curt further erred in not making the appellant only responsible for the entire amount.

3. That the lower court, having held that Archika Venkatachar (appellant) had the custody of the jewells and appointed his relative on his own responsibility, erred in exonerating him to the extent of ½ the amount.

4. That this respondent is not a party to the list of 27-10-1923, made much of by the appellant and hence his non-liability even according to appellant's case.

5. That the various petitions presented by the appellant subsequent to March 1922 clearly prove that he took possession of all the jewels as per list of 25-3-1922 prepared im ediately after the Samprokshana on 22 nd, 23 rd, and 24 th of March 1922.

6. That the appellant is not speaking the truth when he says that the signature in that patti is not his.

7. That the appellant becomes liable for the entire value of the missing jewels even according to the recitals in the second patti relied on by him.

8. That the lower court has failed to correctly appreciate the records in the case.

9. That the reasoning adopted by the learned Muzrai Commissioner is neither sound nor tenable.

10. That the order of the lower court is otherwise erroneous and unsustainable in law and works a great hardship on this respondent who is very poor.

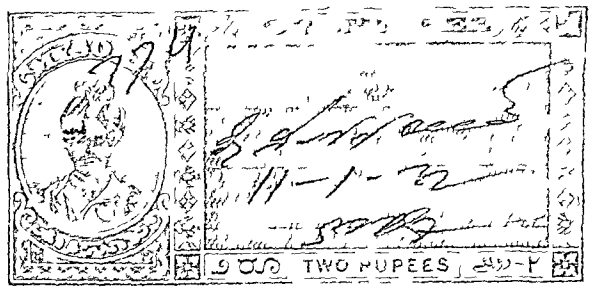
This respondent therefore humbly prays that the order of the lower court directing recovery of 1/4 th. of the value of the lost articles from him be set aside, and the appellant be made liable for the full sum.

N.B. The petitioner further humbly prays that the delay in preferring these Cross-objections may kindly be condoned for the various reasons mentioned in the accompanying affidavit.

Bangalore.
9-1-1932.

H. Subba Rao. 9/1/32

Advocate for 2 Nd.respt.



Before the Government of H H The Maharaja's &
ಬೆಂಗಳೂರು ಕೋರ್ಟಿಗೆ. Its Hon'ble
Bangalore

1930 — 1931 ನೇ ಇಸ್ವಿ Misc. Appeal ನಂಬರು 14

ಅ/ವಾದಿ ಯಾ-ಅರ್ಜಿದಾರ್ ಪ್ರತಿವಾದಿ ಯಾ-ಅಪೋನೆಂಟ್.

Venkatachar ... Vs. ... 1. Manje Sowda

ಮಾ|| ರಾ|| ಹೆಚ್. ಸುಬ್ಬಿರಾವ್ ಬಿ.ಎ., ಬಿ.ಎಲ್., ಅಡ್ವೋಕೇಟ್‌ರವರಿಗೆ.

ಬರಸಿಕೊಟ್ಟ ವಕಾಲತ್‌ನಾಮಾ.

ಈ ಮೊಖದ್ದಮೆಯಲ್ಲಿ ತಾವು ನನ್ನ ಪರವಾಗಿ ಆಪೈರುವರಿವಿಗೂ ಕೋರ್ಟಿನಲ್ಲಿ ವಿವಾದ ಜರಗಿಸುವುದಕ್ಕೂ, ನನ ಪರಲಿಗುವ ಎಲ್ಲಾ ವಿಧನಾದ ಆರ್ಡರನ್ನೂ ಡಿಕ್ರಿಯನ್ನೂ ಜಾರಿಕ್ರಮನಡಿಸಿ ಹಣ ವಸೂಲುಮಾಡಿಕೊಳ್ಳುವದಕ್ಕೂ ನನಗೆ ಕೋರ್ಟಿನಿಂದ ಸಲ್ಲಬೇಕಾಗಿರುವ ಡಿಕ್ರಿ ಮೊಬಲಗು, ಶಿಲ್ಕುಮೊಬಲಗು, ಪ್ರೋಸಸ್‌ಸ್ಯಾಂವ್ಯ, ದಾವಾಸ್ಯಾಂವ್ಯ ಸಹ ಪಡಿಯಲಿಕ್ಕೂ, ದಸ್ತೈನಜು ವಗೈರೆಗಳನ್ನು ನಾಪಸು ಪಡಿಯಲಿಕ್ಕೂ ಸಹ ತಮಗೆ ಈ ಮೂಲಕ ಸಂಪೂರ್ಣ ಅಧಿಕಾರ ಕೊಟ್ಟಿಧೇನೆ, ಆಲ್ಲದೆ ತಾನಾಗಲಿ ಯಾ ತಮಗೋಸ್ಕರ ಮತ್ಯಾವ ಲಾಯರಾಗಲಿ ಡಿಟೋ ಮೊಖದ್ದಮೆಯಲ್ಲಿ ನಡಿಸುವ ಎಲ್ಲಾ ಕೆಲಸಗಳನ್ನು ನಾನು ಖುದ್ದು ಇದ್ದು ನಡಿಸಿದಂತೆ ಒಪ್ಪಿಕೊಳ್ಳಲು ಬದ್ಧನಾಗಿ ಇಧೇನೆ.

ತಾರೀಖು
ಬೆಂಗಳೂರು. 9/1/32 } ರುಜು

ಈ ಮೋಖ್ತ್ಯಾರುನಾಮಾ ಕೊಟ್ಟವರು ನನಗೆ ಪರಿಚಯಸ್ಥರಾಗಿ ಸಮಕ್ಷವು ರುಜು ಮಾಡಿರುತ್ತಾರೆ.

Advocate.

ಈ ಮೋಖ್ತ್ಯಾರುನಾಮಾ ಅಂಗೀಕರಿಸಿ ಇಧೇನೆ.

9/1/32

Advocate for

BEFORE THE GOVERNMENT OF H.H.THE MAHARAJA

OF MYSORE, BANGALORE.

Muzrai Appeal.14 of 1930-31.

Appellant. 2 Nd.Respondent.

Vs

Venkata Char. Mande Gouda.

AFFIDAVIT.

I Mande Gouda,son of Veere Gouda, aged 40, Vokkaligar, Patel, residing in Melukunte Sira Taluk, do hereby solemnly affirm and state on oath as follows:-

I took a copy of the order of the Muzrai Commissioner and was about to prefer an appeal to this Hon'ble Court,when I learnt that this appellant, (3Rd.Respt.therein) had preferred a Review petition before the Muzrai Commissioner. I went back thinking that I would get notice of the same, when I might urge my case there only once more. I got no notice of that Review petition but about the latterpart of November 1931 I received a notice from here about this appeal.

I do not know anything about Court affairs and Mr.A.V.Gopala Char was helping me in these proceedings and my entire file was with him.The above-said Gopala Char resides in Varle village in Anantapur Dist. As soon as I received the notice I went to his village to bring him and take my records,but he was not in the station. As the

the hearing date was very near I came to Bangalore, engaged a counsel and took time on 30-11-1931. Thereafter I returned to my place and started out in search of Gopala Char. I could not get definite information about his whereabouts. He is a Sanyamacharyapurusha having desciples in Anantapur, Tumkur and Chitaldroog districts. He goes out to villages on his religious tours and will be moving about from place to place without any definite programme. After vain attempts in various places, I was, at last, able to meet him in a village near Chikkanayakanahalli. I, at once, took him to his place and got my papers and came to Bangalore this morning and have now preferred this Cross-appeal. But for this unavoidable holding over of my records I would have attended to this in time.

ಇಂತಿ ವಿಶ್ವಾಸಿಗಳು

B'lore
9-1-32

ನಿಮ್ಮ ವಿಶ್ವಾಸಿ

M Swamyraidu

Sheristedar
9/1/32

SMALL CAUSE COURT

21 JAN. 1932

Petition Branch
21-1-1932.

GENERAL SECRETARIAT
22 JAN 1932
MYSORE.

BEFORE THE GOVERNMENT OF HIS HIGHNESS THE
MAHARAJA OF MYSORE, BANGALORE.

Muzrai Appeal No. 14 of 1930- 1931.

-:oOo:-

Appellant : - Venkatachar.

-vs-

Respondents:- (3) A.V.Gopalachar,
c/o.A.V.Tatacharlu
Triune Officer,
Varla Village,
Kalyandroog Taluk,
Ananthapur Dist.

***

The 3rd Respondent abovenamed begs to state as follows : -

(1). That this Respondent has been Acharya purusha of Sri Gopala Krishna Swami Temple in Melukunte Village, Sira Taluk since 1919 up to 1922. In 1922 Varadachar set up a right to the Office , took wrongful possession and continued in Office till 1925 when - Government, on their own accord, got back possession of the Office to this respondent from the aforesaid Varadachar.

(2). That Respondents 3 and 4 and their desciples are the only devotees of this God and no others have any interest whatever in the said temple. Entire expenses of the Temple are being met by the respondents 3 and 4 only.

(3). That in 1919 when this Respondent

respondent entered on duty, he wrote a Yadi to the Amildar of Sira, requesting him to check the articles of the temple. Accordingly the Amildar and the Sheikdar visited the temple, took account of all the articles which were on the Idol and also in the pit in "ಕೃಷ್ಣಪಿ", found all the articles mentioned in the patti of 1899 available and in addition there were other jewels presented by devotees subsequent to 1899. The Amildar had two patties prepared- one is in the Taluk Office , the other is with this respondent, which will be produced for kind perusal at the time of hearing.

(4). That Archak Narasimhachar who was worshipping the God died in April 1921 and for some time the puja had been stopped. On this account Samprokshana ceremony was performed on 22nd , 23rd and 24th March 1922 and from that time the appellant Venkatachar was appointed Archak and was given possession of all the articles belonging to the temple- articles mentioned in the patti of 1919 and also other jewels given to the temple by the devotees subsequent to 1919. A patti was then prepared to which the appellant has put his signature in token of his having taken charge of the articles.

(5). That the appellant is not speaking the truth when he says that the signature in the patti of 1922 is not his. This Respondent has a number of papers, where this appellant has signed as "Venkatacharlu". They will be produced at the time of hearing.

(6). That the Petition dated 31-5-1922 presented by the appellant to the Amildar of Sira, clearly proves that the appellant took possession of all the jewels at the time he entered on duty in 1922.

(7). That it is not usual to leave any patti with the Archak. The Archak is given the articles and in proof of it he is asked to sign the patti prepared then and there, and the same is left with the Acharya Purusha or the Village Officer and a copy is forwarded to the Taluk Office. This procedure is being adopted for over 60 years. The patti relied on by the appellant is not signed by this respondentand the circumstances under which it has come into existence seems to be suspicious.

(8). That two years after he entered on duty the appellant appointed one Harti Krishnamachar, alias, Gundachar on his own responsibility without any orders from the Amildar, Achaya Purushas or the Village Officers. This respondent submits the appellant's responsibilities continued even during Gundachar's Archakship.

(9). That Gundachar was not doing his duties properly and suspicions were roused when the old jewels which had to be on the Idol on important occasions were not to be seen then, and the explanations of the then Archak Gundachar for their absence were not satisfactory

(10). This respondent immediately wrote to the Amildar to come and check the - articles. The Officer came on 5-8-1925 and when checking found that all the - articles secreted in the pit in the Garbha gudi were missing. The matter was at once referred to the Police, who arrested the four persons suspected - Archak Venkatachar (Appellant), Harti Krishnamachar, alias Gundachar(then Archak), Varadhachar and Era Thimma. And had them in custody. Though the Police were of opinion that the articles had been removed from the aforesaid four persons only, since the offence had been committed long back and the articles could not be found they were obliged to give a "C."Report . ~~That~~

(11). That on learning this, this respondent presented a number of petitions to the Amildar stating that he would prove the case against the aforesaid four persons and an enquiry on the Muzrai side may be conducted with notice to him.

(12). That the Local Authorities took up the enquiry but gave no notice of the same to this respondent.

(13). That the Local authorities gave up three of the aforesaid four persons who were in direct charge of the temple during that period and proceeded against respondents 1 & 2

A.V. Ramachandra

who had not the least hand in the matter.

(14). That for the aforesaid reasons this Respondent is in no way responsible for the loss of the articles. Still as it is his family God, he is anxious that the lost - articles should be restored to God.

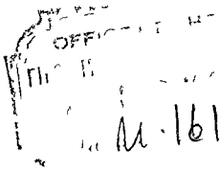
This Respondent therefore prays, that the order of the learned Muzrai Commissioner be modified by making the - appellant liable for the entire value of the lost articles.

Bangalore,
18-1-1932.

N.B. : - -

This appellant is on the out skirts of the Mysore State. A portion of his house is on the British territory- the other portion is in this State. Inspite of the serious offence of the Local authorities it has not been possible for them to collect the amount due from him as per the order of the Muzrai Commissioner. Even if the appellant fails here it will be almost an impossibility to recover the amount. This Respondent therefore prays that in the interests of the temple the appellant should be called upon to - deposit Rs 300/- in Court before the appeal is heard in this Hon'ble Court.

Bangalore, 18-1-32.



M. 161

2/16/3/32

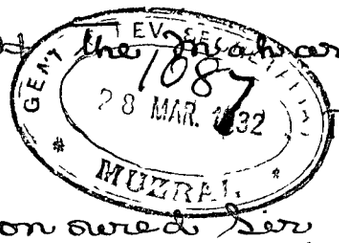
To

The

First member of the Council

to The Government

of H. H. the Maharaja of Mys Sore.



Bangalore.

Most Honored Sir,

I, the humble and loyal Servant, most respectfully beg to bring the following few facts to your Honour's Kind Consideration and for favourable orders

I understand that my father Putta Rangappa and the patel Mande Gowda were ordered to pay 1/2 of the Value of the missing jewels of the temple of Sri Gopal Krishna Swamie at melakote, Sira Taluk in Tumkur District by the Revenue Commissioner.

Ever Since my schol astic Career, I left my native place and entered Govt. Service 14 years back. My Father used to look after the family affairs Recently my father died. I was not even present at the time of my father's death on receipt of which news, I went to my native place and did funeral ceremonies etc Since then the whole burden of the family Consisting of 15 member lies thrown on me. There is none to fit to look after the house hold affairs at my native place.

4) Soon after the death of My father Vigorous actions for the recovery of the Value of

The said jewels were said to have been taken and all movable properties were attached and Sold by public auction with out giving me previous Notice of Sale.

On hearing this Sorrowful News, I went to my native place and made enquiries regarding this incident.

I was told that my father Pulla-Reang appa Palel Mandegowda were ordered by the Revenue Commissioner to pay 1/2 of the Value and the other half Mr C Venkatachar, the archik of the said temple

When my father was threatened with a destraint order by the Taluk authorities to pay his share, he is said to have paid Rs 50/- to Save the Honour and prestige of the family and wanted time to file a review petition to the Revenue Commissioner But owing to his sudden fall of ill, he could not stir out to fulfil his desire and all the movable properties including that could be allowed to remain for the daily use in the family under the Civil Procedure Code were attached Subsequently, after the death of my father the attached properties were immediately brought for Sale and were Sold by public auction although the inmates of my family cryed for mercy being shown to do the needful.

Though my father was Supposed to be one of the responsible men who undertook to produce the jewels in question all of them were in the temple itself the keys of which were with the archik himself.

We are not in Such a precarious Condition.

as to live upon with temple jewels

This is the Established fact that was Corrected but by "manual" your Honour will Com:L Knows in the Course of enquiry.

On the other hand, the cheek who had to pay major portion of the Value was not at all troubled like us, so also the patel Munde Gowda when the Situation is like this, I do not know what made the Taluk authorities to take so much keen interest in our case and Still among all the properties for a considerable low bid when we are involved in such an unforeseen domestic troubles

The Taluk authorities had not even the least courtesy to give me previous intimation of sale

Thus, on account of this partial and unjust proceedings, not only the respect of our family was spoiled, but also, we incurred a great loss and troubles Above all my personal respect was considerably damaged.

However, Mr C Venkatachar has appealed against the orders of the Revenue Commissioner before your Honour. I am also called upon for enquiry I will abide by the decision of your Honour after due enquiry Till then I request your Honour to issue Stay orders, to the Deputy Commissioner, Tumkur District to Stop all further actions and to release all the properties to me at once; for which act of Kindness I shall ever be faithful and loyal

I beg to remain,

Most Honoured Sir,

Your most Obedient Servant

H Thimmaiah Rev resp.

Hakadibbanahalli
2.3.32

2 draft

Please quote this number in your future communications.
No. 1508

Office of the .....

Dated 19/4/1932

Mez

ENDORSEMENT.

To ... K. Ramgabber ...
Revenue Insp^r. Straw di Bbanabalbi
Mashungiri Palace

Reference:—His/~~Her letter~~/petition dated 23/3/32

Subject:— Prayer for stay order in Mazbon Appeal No 148 of 30-31 : re the recovery of Jewels missing in the Sri Govindarishna Swamin Temple Mallikunde. Sira Tk

Reference is invited to item No 6 ii below.

Signature. 19/4/32

Designation. Dy Sec Mysore
Dy Depr

GS

~~*1. The request cannot be granted.~~

~~2.~~ The letter/petition has been referred to ..... for .....

~~3.~~ Attention is drawn to this office No ..... dated .....

~~4.~~ No ..... dated ..... cannot be traced; a copy may be sent.

~~5. The enclosures are not received.~~

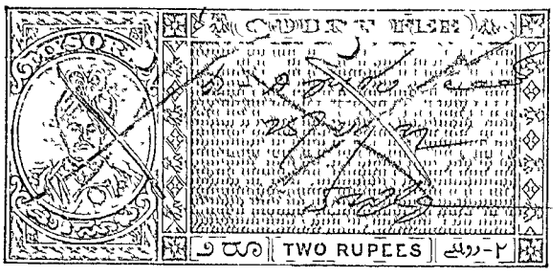
6. The petition ~~is returned herewith as~~
~~(i) it is not in the prescribed form~~
~~or~~ (ii) it is not duly stamped Application Rs 10 Court fee Stamps and hence is rejected
~~or (iii) it is not presented within the prescribed time~~
or (iv) it is not accompanied by a copy of the order appealed from or complained of.

7. The petition is returned for presentation to .....

8. The petition is returned
(*a*) as it is written illegibly
(*b*) as its subject matter is not clear
(*c*) as it is couched in improper language.

Reasons if any to be mentioned in brief.

WD 01724—GPB—8,000—28 4-28



Before the Government of Mysore
ಕೋರ್ಟಿಗೆ.
the Maharaja's Mysore.
in Bangalore.

1930 —1931 ನೇ Regd. ನಂಬರು
Murgai Appeal 14.

ವಾದಿ ಯಾ ಅರ್ಜಿದಾರ್.

ಪ್ರತಿವಾದಿ ಯಾ ಅಪೋನೆಂಟ್.

venkatachar } V. S. { K. Rangaiah

ಮ|| ರಾ|| ಡಿ. ಶಾಮರಾವ್ ಬಿ.ಎ., ಎಲ್.ಎಲ್.ಬಿ., ಅಡ್ವೊಕೇಟ್

ಬರಸಿಕೊಟ್ಟ ವಕಾಲತ್‌ನಾಮ

I, the respondent abovenamed

ಈ ಮೊಕದ್ದಮೆಯಲ್ಲಿ ತಾವು ನನ್ನ ಪರವಾಗಿ ಆಖ್ಖೈರುವರಿಗೂ ಕೋರ್ಟ್‌ನಲ್ಲಿ ವಿವಾದ ಜರುಗಿಸುವುದಕ್ಕೂ ನನ್ನ ಪರ ಆಗುವ ಎಲ್ಲಾ ವಿಧವಾದ ಆರ್ಡರ್‌ನ್ನೂ, ಡಿಕ್ರಿಯನ್ನೂ, ಜಾರಿಕ್ರಮ ನಡಿಸಿ ಹಣವಸೂಲು ಮಾಡಿ ಕೊಳ್ಳುವುದಕ್ಕೂ, ನನಗೆ ಕೋರ್ಟಿನಿಂದ ಸಲ್ಲಬೇಕಾಗಿರುವ ಡಿಕ್ರಿ ಮೊಬಲಗು, ಸಿಲ್ಕು ಮೊಬಲಗು ಸಹ ಪಡಿಯಲಿಕ್ಕೂ, ದಸ್ತೈವಜು ವಗೈರೆಗಳನ್ನು ವಾವಸು ವಡಿಯಲಿಕ್ಕೂ ಸಹ ತಮಗೆ ಈ ಮೂಲಕ ಸಂಪೂರ್ಣ ಅಧಿಕಾರ ಕೊಟ್ಟಿಧೇನೆ. ಅಲ್ಲದೆ ತಾವಾಗಲಿ ಯಾ ತಮಗೋಸ್ಕರ ಮತ್ಯಾವ ಲಾಯರಾಗಲಿ ಡಿಟೋ ಮೊಕ ದ್ದಮೆಯಲ್ಲಿ ನಡಿಸುವ ಎಲಾ ಕೆಲಸಗಳನ್ನು ನಾನು ಖುದ್ದು ಇದ್ದು ನಡಿಸಿದಂತೆ ಒಪ್ಪಿಕೊಳ್ಳಲು ಬದ್ಧನಾಗಿ ಇಧೇನೆ.

ತಾರೀಖು 24.4.32 } ರುಜು. K Rangaiah

ಈ ಮೊಖ್ತ್ಯಾರುನಾಮಾ ಕೊಟ್ಟವರು ನನಗೆ ಪರಿಚಯ ಸ್ತರಾಗಿ ನನ್ನ ಸಮಕ್ಷಮ ರುಜು ಮಾಡಿರುತ್ತಾರೆ. } ಈ ಮೊಖ್ತ್ಯಾರುನಾಮಾ ಅಂಗೀಕರಿಸಿ ಇಧೇನೆ.

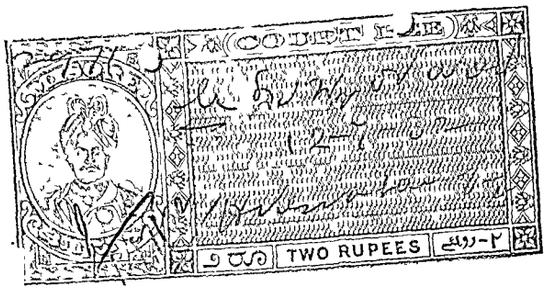
D K S

D Shamarao

ಅಡ್ವೊಕೇಟರು. for 24

24/4/.

M. P. PRESS, B. CITY.



GENL. & REV. SECRETARIAT
58
12. JUL. 1932
MUZRAI.

Revn: 270-30-16

BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE, BANGALORE.

MUZRAI APPEAL NO 14 OF 1930-1931.

Appellant.		2 Nd Respondent
Venkatachar	VS	Nande Gowda.

Under The Mysore Relegious and Charitable Institutions Regulation.

The second respondent above-named begs to state as follows:-

1. That the learned Muzrai Commissioner passed orders holding this respondent liable for one-fourth of the value of the lost jewels in Gopalkrishna Swami Temple, Malkunte village, Sira Taluk.

12/7/32

2. That this repondent has filled his cross-objections against the afore-said finding in the above appeal.

3. That even according to the receipt relied on by appellant, this respondent cannot be made liable to any extent for the value of the lost articles in the Temple.

4. That this respondent, had at no time access to the articles which used to be always

always in the Garbhagudi and it is quite inequitable that he should be asked to make good the loss.

5. That on the strength of the Muzrai Commissioner's order, the local Authorities have commenced coercive proceedings against this respondent and have attached his cattle.

6. That, the attached cattle are proclaimed to be sold on 18-7-1932 and this respondent has been served with the sale notice.

7. That this respondent is the patel of the place and commands respect in that area.

8. That if sale is conducted this respondent will be much disgraced and he will fall very low in the estimation of the villagers, which will hamper his Patali work in the village.

9. That this respondent is prepared to furnish adequate security for the amount ordered to be recovered from him.

10. That under these circumstances and in the interests of justice, it is very necessary that further execution of the Muzrai Commissioner's order be kept in abeyance until the disposal of this appeal in this Hon'ble court.

ಭೀಮಪ್ಪ ಬಿನ್ ಮಲ್ಲಪ್ಪ
Bhimappa

The second respondent therefore most humbly prays that an ad-interim stay order be issued in the above appeal staying all further execution proceedings of the Muzrai Commissioner's order.

Bangalore
11-7-1932.

H Subba Rao
11/7/32
Advocate for 2nd. respondent.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE,

General and Revenue Secretariat,

Dated, Bangalore . 13th. July. 1932

No. 111/Secy. 290-30-7

ENDORSEMENT.

Mr. H. Subba Rao, B.A., B.L., Advocate, Balepet,
Bangalore City.

With reference to petition dated 12th July 1932 filed on behalf of his client Patel Kande Gowda of Melukunte, Sira Taluk a respondent in Muzrai Appeal No.14 of 1930-31 in respect of the recovery of the value of jewels Etc., missing in Sri Gopalakrishnaswami temple, Melkunte, Sira Taluk, Mr. H. Subba Rao is informed that no stay order can be issued as requested.

By order,

for Secretary to Government,
Financial Department.

Appendix F G—1]

SUBJECT .....

.....

.....

Section Munz

File No. 290-30.

Serial No.

Diary No. of letter replied to .....

No. 111/munz.

To

Sri K. Subba Rao - B.A.B.L.
Advocate. Bale/pet
Bangalore city.

General and Revenue Secretariat

( )

the *193*

Date of issue 13.7.1932

Signed by M. B. Muddukrishnaiah

Subject

W.P. dep^d w. pet^n of 12/7/32 filed on behalf of his client Patel Manse Gowda of Melukote Sira Tk - a respondent in Munz appl no 14 of 30-31 in regard of the recovery of the value of jewels etc missing in Sri Gopalakrishna Swamy temple Melukote, Sira Tk, Mr K. Subba Rao is informed that no stay order could be issued by

List of enclosures .....

Copied by .....

Examined by .....

WD 71—GBPM—40,000—20-7-31

~~The matter~~. As requested.

B. O

12/7/32

For see reply

Idem

Memo no 112 & 13. 7. 32

Copy to m.e. for information

B-O

12/7/32

For see reply

Idem

G J Jm

12/7

Before the Government of His Highness

the Maharaja of Mysore.

Muzrai Appeal No.14 of 1930-31.

Appellant.	VS:-	Respondents.
Archak Venkatachar		1. Mande Gowda 2. A.V.Gopalachar 3. Purna Gopalachar 4. Venkata Krishnachar 5. Rangappa;Venkatadasappa. Krishnappa and Narayanappa,sons of late - Puttarangappa, Shanbhogue.

S U B J E C T.

Appeal against the decision of the Muzrai Commissioner in Muzrai appeal No.34 of 28-29 on the file of his Court regarding the recovery of the value of jewels Etc, missing in Sri Gopalakrishnaswami temple,Melkunte-Sira Taluk.

This case was heard on 25th July 1932.

The appellant was present and was represented by his lawyer Mr.K.T.Bhashyam of the respondents,Mande Gowda with his lawyer Mr.H.Subba Rao,Rangappa (son of the late Puttarangappa) with his lawyer Mr.D.Shama Rao, and A.V. Gopalachar were present.

O r d e r ——————>

The appellant and the respondents rely upon different lists of temple articles in support of their contention that they are not liable to make good the value of missing articles. The appellant disowns the signatures on some of the lists alleged to be his, while the respondents aver that they are his signatures. No regular enquiry has been held to find out which is the correct and properly -- authenticated list for assessing the responsibility of the persons concerned. The case is accordingly remanded for

holding

holding such enquiry and for disposal with reference to its result.

To Financial Secretary

Memo no 231 dt 1-8-32 to the Municipal Commissioner

Memo no 232/Mncy 290-30-9 dt 1-8-32 to Mr A.T. Shashyam Iyengar Advocate.

Memo no 233 dt 1-8-32 to Mr A. Subba Rao Advocate. Balepet. Bangalore City.

Memo no 2349 1-8-32 to Mr D. Rama Rao Advocate. Bangalore City.

(G)

Before the Government of His Highness the Maharaja of Mysore.

Mys Appeal No. 14 of 1930-31

Appellant. Vs. Respondents

Arcot Venkatachar

1 Mamde Gowda
2 A.V. Gopalachar
3 Puna Gopalachar
4 Venkata Krishnamachar
5. Ranganna, Venkatadasappa, Krishnappa & Narayanappa Sons of late Puttaranganna Shanbhogue

Subject.

Appeal against the decision of the D.C. in Mysy appl no. 34 of 28-29 on the file of his Court regarding the recovery of the value of Jewels etc missing in Sri Gopalakrishna Swamy temple - Nellikunte - Sira Tk.

This case was heard on 25th July 1932.

The appellant was present & was represented by his Lawyer Mr K. T. Bhashyam; Mamde Gowda & two respondents, Lawyer Mr H. Subbarao (Son of the late Puttaranganna) Ranganna & Lawyer Mr D. Ramarao, and A.V. Gopalachar were present.

Order

The appellant and the respondents rely upon different

GPS—1,000—S-S-11

list of sample articles in support of their contention that they are not liable to make good the value of Articles - The appellant disowns the signatures on some of the lists alleged to be his, while the respdts aver that they are his Signatures - No regular enquiry has been held to find out which is the correct list & properly authenticated for assessing the responsibility of the persons concerned. The case is accordingly remanded for holding such enquiry & for disposal after receipt of the result.

Memo No. 231/Mug 290-30-8 dt 1.8.32
Copy to the A.C. with the records
Letter No 1734/30-31 dt 24.8.31.

A.O
29/7/33
For Secy to Govt

Memo No. 232/Mug: 290-30-9 dt 1.8.1932
Copy to Mr K. Bhashyam Iyengar Advocate, Cocanada for information
A.O
29/7
For Secy to Govt

Memo No 233/Mug: 290-30-10 dt 1.8.32
Copy to Mr M. Subba Rao Advocate, Bezwada for information
A.O
29/7
For Secy to Govt

Memo No. 234/Mug: 290-30-11 dt 1.8.32
Copy to Mr D. Sharma Rao, Advocate, Bezwada for information
A.O
29/7
For Secy to Govt

G. R. S. IX-5]

Previous references.

84-1142

1916.

File No. 174-16

Serial Nos. 1

Later references.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos.

Part B for July '17

SUBJECT.

Copy of the accounts for the half year ending 30-6-16 of the Damodar Das Charity Fund Investment